

**ENTERED**

January 25, 2023

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**IN RE:**

**MINING PROJECT WIND DOWN  
HOLDINGS INC., *et al.*,  
Debtors.**

§  
§  
§  
§  
§  
§

**CASE NO: 22-90273**

**Jointly Administered  
CHAPTER 11**

**ORDER DENYING CLAIM OBJECTION  
AND IMPOSING ADDITIONAL RELIEF**

Based on the Court's review of ECF No. 860, the Court orders:

1. The objection to Bootstrap's claim has no factual basis. The objection filed at ECF No 815 is denied as to Bootstrap's claim 10058.
2. Bootstrap's estimation motion is moot.
3. The statement by Mr. Mersch appears to have been made with a careless disregard for the truth. He alleges that he carefully reviewed the Debtors' books and records before making the declaration. He also states that his review was thorough. The statement filed at ECF No. 860 demonstrates that he did not carefully and thoroughly review the Debtors' books and records. His statement is made "[t]o the best of my knowledge, information and belief."
4. Mr. Mersch states that he is a director of the estates' financial advisor, Portage Point Partners, LLC. Portage is suspended from filing further declarations in this case until such time as it has satisfied the Court that it has implemented appropriate procedures to assure that its declarations are trustworthy.

SIGNED 01/25/2023

  
Marvin Isgur  
United States Bankruptcy Judge

United States Bankruptcy Court  
Southern District of Texas

In re:  
Mining Project Wind Down Holdings Inc.  
Official Committee of Unsecured Creditor  
Debtors

Case No. 22-90273-mi  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0541-4  
Date Rcvd: Jan 25, 2023

User: ADIuser  
Form ID: pdf002

Page 1 of 3  
Total Noticed: 42

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 27, 2023:**

Recip ID	Recipient Name and Address
db	+ Mining Project Wind Down Atoka LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down BS LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Colorado Bend LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Corpus Christi LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Developments LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Equipment LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Holdings Inc., 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down King Mountain LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down MDN LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Member LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Mining LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down NC08 LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down NY09 LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Pledgor LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down STHDAK LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down TX06 LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down TX10 LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
db	+ Mining Project Wind Down Texas LLC, 300 North LaSalle, Suite 1420, Chicago, IL 60654-3413
aty	+ Alexander P. Cohen, Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153-0119
aty	+ Gary Holtzer, Weil Gotshal et al, 767 Fifth Avenue, New York, NY 10153-0119
cr	+ Atlas Technology Group LLC, c/o John Cornwell, Munsch Hardt, 700 Milam Suite 800, Houston, TX 77002-2835
cr	#+ Compass Mining, Inc., 111 Congress Ave., Suite 500, Austin, TX 78701, UNITED STATES 78701-4076
cr	+ Corpus Christi Energy Park, LLC, c/o Mark A. Castillo, 901 Main St., Ste. 5500, Dallas, TX 75202-3767
intp	DeWitt LLP, 901 Marquette Avenue, 2100 AT&T Tower, Minneapolis, MN 55402
cr	+ Decimal Digital Currency I, LLC, c/o Pryor Cashman LLP, Matthew W. Silverman, 7 Time Square, 40th Floor, New York, NY 10036-6570
cr	+ GEM Mining 1, LLC, c/o A.J. Webb, Esq., Frost Brown Todd LLC, 3300 Great American Tower, 301 East Fourth Street Cincinnati, OH 45202-4257
cr	+ Horizon Entertainment Inc, 4660 Beechnut, Suite 200, Houston, Tx 77096, UNITED STATES 77096-1805
cr	+ Howard County Tax Office, at al, Perdue, Brandon, Fielder, Collins & Mott, c/o Laura J. Monroe, PO Box 817, Lubbock, TX 79408-0817
intp	+ Jackson Walker LLP, c/o Kristhy M. Peguero, 1401 McKinney Street, Suite 1900, Houston, TX 77010-1900
intp	+ KONZA MINING FUND I, LP, Galloway, Johnson, Tompkins, Burr & Smit, 1301 McKinney Street, Ste. 1400, c/c Branch Sheppard, Houston, TX 77010 UNITED STATES 77010-3064
intp	+ Mayer LLP, Houston, 2900 North Loop West, Suite 500, Houston, TX 77092-8826
intp	+ McDermott Will & Emery LLP, 2501 North Harwood Street, Suite 1900, Dallas, TX 75201-1664
cr	+ Miller & Associates Consulting Engineers, 1111 Central Ave, PO Box 306, PO Box 306, Kearney, NE 68848 UNITED STATES 68848-0306
cr	Power Asset Recovery Corporation, c/o KJK, Attention: John P. Archer, 1375 East Ninth Street, One Cleveland Center, 29th Floor Cleveland, OH 44114
intp	+ Quinn Emanuel Urquhart & Sullivan, LLP, c/o Patricia B. Tomasco, Quinn Emanuel Urquhart & Sullivan LLP, 711 Louisiana, Suite 500, Houston, TX 77002-2721
cr	+ RK Mission Critical LLC, 17450 E. 32nd Place, Aurora, CO 80011-3330
cr	+ Sphere 3D, c/o Pryor Cashman LLP, 7 Times Square, New York, NY 10036-6569
cr	+ TeslaWatt, 1231 Service Drive, Unite B, Gardnerville, NV 89410-5773
cr	+ U.S. Data Group (d/b/a U.S. Bitcoin Corp.), c/o Andrew M. Carty, Brown Rudnick LLP, Seven Time Square, New York, NY 10036-6548

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cr + US Digital Mining Texas, c/o Scott A. Stichter, Stichter Riedel Blain & Postler, P.A., 110 E. Madison St., Ste. 200, Tampa, FL 33602-4718

TOTAL: 41

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	Email/Text: legal@mybigspring.com	Jan 25 2023 20:12:00	City of Big Spring, Texas, Attn: Andrew Hagen, 310 Nolan Street, Big Spring, TX 79720

TOTAL: 1

**BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
aty		Paul Hastings LLP
intp		Alder BTC Holdings, LLC
intp		Alder Opportunity, LP
intp		Alder SPV I, LLC
cr		Axle Logistics, LLC
cr		BitNile Inc.
cr		Bootstrap Energy LLC
intp		CN Borrower LLC
intp		CN Wolf Hollow LLC
cr		Colorado Bend II Power, LLC
intp		Compute North NE05 LLC
cr		Constellation Energy Generation, LLC f/k/a Exelon
cr		Constellation NewEnergy, Inc.
intp		Digital Alchemy LLC
op		Epiq Corporate Restructuring, LLC
cr		Foundry Digital LLC
intp		Foundry Digital LLC
cr		Freudenberg Filtration Technologies, L.P.
intp		GH Effect, Inc.
cr		General Casualty Company of Wisconsin
cr		Generate Lending, LLC
op		Jefferies LLC
cr		MP2 Energy Texas LLC d/b/a Shell Energy Solutions
intp		Marathon Digital Holdings, Inc.
cr		Marathon Digital Holdings, Inc.
cr		Marathon Digital Holdings, Inc.
cr		Mercuria Energy America, LLC
intp		Nebraska Public Power District
cr		Official Committee of Unsecured Creditors of Compu
fa		Portage Point Partners, LLC
cr		Praetorian Insurance Company
cr		Rohit Shirole
cr		Sunbelt Solomon Services, LLC
cr		TZ Capital Holdings LLC
cr		Unluck Technology Pte. Ltd.
cr		Veribi LLC
cr		Wolf Hollow II Power, LLC

TOTAL: 37 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

**NOTICE CERTIFICATION**

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and

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**belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 27, 2023

Signature: /s/Gustava Winters